

Applicant : Wallace T.Y. Tang  
Serial No. : 07/996,817  
Filed : December 29, 1992  
Page : 5

Attorney's Docket No.: 05542-459001 / 5353/CMP

### REMARKS

The Notice of Allowability allowed claims 32-54, 59-62, 68-71, 76 and 82. The Examiners Amendment cancelled claims 55-58, 64, 67, 73, 75, 77-81, 83, 84 and 86 pursuant to the interference judgment. As a result, if the amendment herein is not entered, allowed claim 68 will depend on cancelled claim 64, and allowed claim 82 will depend on cancelled claim 77 or cancelled claim 81. Also, claims 59 and 62 were amended during the interference, and this is not reflected in the Examiner's Amendment. This was discussed with Examiner Dang over the telephone, and she indicated that she would request the file. It is submitted that these amendments are necessary so that the issued patent includes the claims in the form that they were allowed and avoids having the patent issue with claims that depend on claims that will not be included in the patent. These amendments could not have been made earlier, because applicant was not aware of the problems until receiving the Notice of Allowance. These amendments are being filed concurrently with paying the issue fee.

In particular, claims 59 and 62 are being amended to include the amendments requested in Tang Preliminary Motion 3, which was granted by Judge Schaefer in his Decision on Preliminary Motions dated February 25, 2002, pages 3 and 5. Copies of that decision and the Amendment making the amendment (which accompanied granted Motion 3) are enclosed.

Claim 68, which prior to this amendment was dependent on cancelled independent claim 64, is being amended to include the terminology of cancelled claim 64.

Claim 82, which prior to this amendment was dependent on cancelled dependent claim 77 or 81, is being rewritten as two claims, 82 (amended to include cancelled claim 77 and cancelled claim 75 on which claim 77 depends) and 87 (as amended to include cancelled claim 81 and cancelled claim 75 on which claim 81 depends).

Attached is a marked-up version of the changes being made by the current amendment.

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Page : 6

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Applicant asks that all claims be allowed. Please apply any charges or credits to  
Deposit Account No. 06-1050.

Respectfully submitted,

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